

ORIGINAL
TICKET FILE COPY ORIGINAL

RECEIVED

MAR 25 1999

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

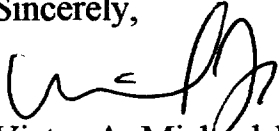
March 23, 1999

Magalie Roman Salas, Esquire
Secretary
Federal Communications Commission
Room 222
445 12th Street, S.W.
Washington, DC 20554

Dear Ms. Salas,

Enclosed is an original and four copies of a Petition for Rule Making to amend the FM table of allotments for a new FM broadcast station for Overton, Nebraska.

Sincerely,



Victor A. Michael Jr.
President
Mountain West Broadcasting
6807 Foxglove Drive
Cheyenne, Wyoming 82009

307-778-9318

No. of Copies rec'd
List ABCDE

044

MMB

ORIGINAL

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, DC 20554

In the matter of:)
)
Amendment of Section 73.202 (b))
)
Table of Allotments)
)
FM Broadcast Stations)
)
(Overton, Nebraska)

RECEIVED
MAR 25 1999
FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY
RM-_____

PETITION FOR RULE MAKING

In this petition, Mountain West Broadcasting is hereby requesting to allot channel 257C2 (99.3 Mhz) to Overton, Nebraska as its first local FM allotment.

INTRODUCTION

1. This statement is a petition for rule making to allot FM channel 257C2 (99.3 Mhz) to Overton, Nebraska and add it to the Commission's FM table of allotments, 73.202. The following will show the need for an FM channel and the effects the allotment of Channel 257C2 to Overton will have.

DISCUSSION

2. Overton is located in Central Nebraska. It is also located within Dawson County, a county of some 19,940 persons. Overton has a population of 547 persons in accordance with the U.S. 1990 census.

3. The allotment of channel 257C2 to Overton will provide the first local broadcast facility to the community and/or the surrounding area. The closest FM allotment to Overton is located at Lexington, Nebraska. Lexington is located 9 kilometers from Overton.

It is obvious that from the above spacing that Overton is presently without local FM service.

4. Overton would greatly benefit from an FM allotment due to the fact there is no AM or FM broadcast facilities within 9 Kilometers of Overton. Because of this, it would have an outlet for local self expression. Health and safety for the community would be increased due to having a local communications outlet for warning the Overton area of emergency conditions caused by severe weather or other health hazards.

5. Channel 257C2 can be allotted to Overton and meet all rules and requirements of the Commission. The instant proposal will not cause a change in the channel number or a deletion of any channel now appearing in the Commission's table of allotments 73.202.

	<u>Present</u>	<u>Proposed</u>
Overton, Nebraska	-----	257C2

6. In accordance with 73.207 of the Commission's rules, "Minimum Distance Separations between Stations", all allotments on Channel 257C2 and the pertinent adjacent channels to 257C2 have been studied with the results listed in Figure 1 of this petition. The geographic coordinates used for the spacing

Study (N 40 - 44' - 24", W. 99 - 42' - 06") are that of a site located 13.8 kilometers west of the community of Overton. A site restriction of 13.8 kilometers west will be required to allot channel 257C2 to Overton. Many suitable transmitter sites are available to provide city grade coverage (3.16 mv/m or 70 dbu) to the entire community of Overton. These sites would also provide full minimum spacing requirements to other allotments.

CONCLUSION

7. It has been shown that Overton would benefit from the allotment of channel 257C2. It has also been shown that channel 257C2 can be allotted to Overton and meet all rules regarding spacing from other stations. Considering these two facts, Mountain West Broadcasting hereby requests that the Federal Communications Commission institute a Rule Making proceeding to amend the Table of Allotments to include channel 257C2 for Overton, Nebraska , 73.202.

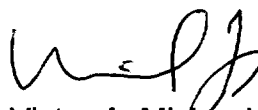
8. Should channel 257C2 be allotted to Overton, I certify that I will file an application for a Construction Permit to operate an FM station for Overton, Nebraska.

CERTIFICATION

9. I certify that I have prepared or directly supervised the preparation of this entire Petition for Rule Making, and that the facts contained within are true to the best of my knowledge, information and belief, accurate and true.

Dated: March 22, 1999

Respectfully submitted,



Victor A. Michael Jr.
President
Mountain West Broadcasting
6807 Foxglove Drive
Cheyenne, WY 82009

307-778-9318

MAPFM search of channel 257C2 (99.3 MHz), at N. 40 44 24, W. 99 42 6.

Searching Channel 257C2 (99.3 MHz):

CALL	CITY	ST	CHN	CL	S	DIST	SEPN	BRNG	CLEARANCE
KLNEFM	Lexington	NE	204	C1	L	44.5	27.0	152.4°	17.5
ALC	Kearney	NE	255	C1	U	79.1	79.0	84.0°	0.0
KKPRFM	Kearney	NE	255	C1	L	79.1	79.0	84.0°	0.0
ALC	Burlington	CO	257	C1	U	270.9	224.0	234.0°	46.9
KRGD	Burlington	CO	257	C1	C	255.6	224.0	233.1°	31.6
KRGD	Burlington	CO	257	C1	A	271.0	224.0	233.7°	47.0
ALC	Hays	KS	258	C1	U	201.9	158.0	171.6°	43.9
KHAZ	Hays	KS	258	C1	L	201.9	158.0	171.6°	43.9
ALC	Fairbury	NE	258	C1	U	231.1	158.0	103.8°	73.1
ALC	Ogallala	NE	259	C1	U	142.5	79.0	284.6°	63.5
KOGAFM	Ogallala	NE	259	C1	L	142.5	79.0	284.6°	63.5
K260AF	Kearney	NE	260	D	C	51.9	0.0	90.0°	51.9

FIGURE 1
OVERTON, NEBRASKA
MOUNTAIN WEST BROADCASTING